



Entered on Docket
February 15, 2007

R. B.

Hon. Linda B. Riegler
United States Bankruptcy Judge

STUTMAN, TREISTER & GLATT, P.C.

FRANK A. MEROLA

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EVE H. KARASIK

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*Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC*

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY

Debtor

) BK-S-06-10725-LBR

) Chapter 11

In re:

USA CAPITAL REALTY ADVISORS, LLC,

Debtor

) BK-S-06-10726-LBR

) Chapter 11

In re:

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor

) BK-S-06-10727-LBR

) Chapter 11

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor

) BK-S-06-10728-LBR

) Chapter 11

In re:

USA SECURITIES, LLC,

Debtor

) BK-S-06-10729-LBR

) Chapter 11

Affects

☐ All Debtors

☐ USA Commercial Mortgage Co.

☐ USA Securities, LLC

☐ USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed

☒ USA First Trust Deed Fund, LLC

DATE: February 15, 2007

TIME: 9:30 a.m.

**ORDER RE STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF
EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND
LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND
DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO
ETDF MEMBERS (OVCA/HODES)**

The Court having considered the Stipulation re Motion by the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit Further Distributions to ETDF Members (OVCA/Hodes) (the "Stipulation") and good cause appearing:

IT IS HEREBY ORDERED THAT the Stipulation is approved.

IT IS FURTHER ORDERED THAT on an interim basis, pending resolution of anticipated objections to the OVCA and Hodes claims, a reserve in the amount of \$50,000 shall be established on behalf of the OVCA Claim, and a reserve in the amount of \$50,000 shall be established on behalf of the Hodes Claim.

SUBMITTED BY:

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Los Angeles, CA 90067

1 APPROVED/DISAPPROVED:

2 OVCA ASSOCIATES, INC. DEFINED PENSION PLAN

3

4 William I. Ovca, Jr.
By: William I. Ovca, Jr., Trustee

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6 APPROVED/DISAPPROVED:

7 GAIL HODES IRA

8

9 Gail Hodes
By: Gail Hodes:

10

11 APPROVED/DISAPPROVED:

12

13 RAY QUINNEY & NEBEKER P.C.

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17 Annette W. Jarvis, Utah Bar No. 1649
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17 and

18 SCHWARTZER & MCPHERSON LAW FIRM

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20 Jeanette E. McPherson
21 2850 South Jones Boulevard, Suite 1
22 Las Vegas, Nevada 89146-5308
23 Counsel for the Debtor

24 REVIEWED:

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